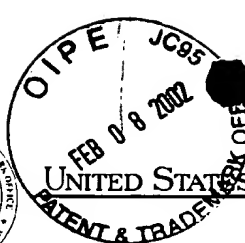


Section 11



UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/981,070	10/15/2001	Gabriel Festoc	8076.231USW1

 23552
 MERCHANT & GOULD PC
 P.O. BOX 2903
 MINNEAPOLIS, MN 55402-0903

 COPY OF PAPERS
 ORIGINALLY FILED

CONFIRMATION NO. 5661

FORMALITIES LETTER



OC000000007119583

Date Mailed: 11/26/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*


 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gabriel FESTOC

Examiner: Unknown

Serial No.: 09/981070

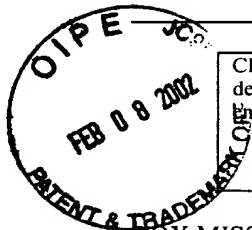
Group Art Unit: 1645

Filed: 15 October 2001

Docket: 8076.231USW1

Due Date: 26 January 2002

Title: DEVICE FOR THERMO-DEPENDENT CHAIN REACTION AMPLIFICATION OF TARGET NUCLEIC ACID SEQUENCES, MEASURED IN REAL-TIME



CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the paper(s), as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: BOX MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231, on 9 January 2002.

By: Kate Ryan
Kate Ryan

COPY OF PAPERS
ORIGINALLY FILED

BOX MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Refund Request Under 37 C.F.R. 1.26
- ☒ Small entity status is claimed pursuant to 37 C.F.R. 1.27
- ☒ Signed Combined Declaration and Power of Attorney
- ☒ Information Disclosure Statement, Form 1449, 5 Reference(s), French Search Report
- ☒ Check(s) in the amount of \$65.00 for missing parts fee
- ☒ Other: Notice to File Missing Parts of Nonprovisional Application, Submission of Missing Parts
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
612.332.5300

By: Katherine M. Kowalchuk
Name: Katherine M. Kowalchuk
Reg. No.: 36,848
KMK/kjr



(PTO TRANSMITTAL - GENERAL)



S/N 09/981070

PATENT #4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gabriel FESTOC Examiner: Unknown
Serial No.: 09/981070 Group Art Unit: 1645
Filed: 15 October 2001 Docket No.: 8076.231USW1
Title: DEVICE FOR THERMO-DEPENDENT CHAIN REACTION
AMPLIFICATION OF TARGET NUCLEIC ACID SEQUENCES,
MEASURED IN REAL-TIME

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on 9 January 2002.


Kate Ryan

REFUND REQUEST UNDER 37 C.F.R. § 1.26

Commissioner for Patents
Washington, D.C. 20231

COPY OF PAPERS
ORIGINALLY FILED

Dear Sir:

Applicant respectfully requests a refund pursuant to 37 C.F.R. § 1.26. In particular, Applicant submitted a fee of \$1382.00 on 15 October 2001 for the above-referenced application's filing fee. Actually, the Applicant is entitled to claim small entity status pursuant to 37 C.F.R. § 1.27; therefore, a fee of only \$691.00 was owed. Applicant is entitled to a refund of \$691.00.

Applicant respectfully requests that the amount of \$691.00 be refunded.

If desired, the refund may be made via the deposit account No. 13-2725 for Merchant & Gould.

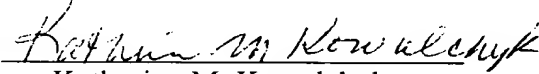
Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
(612)332.5300

Dated: 9 January 2002

KMK/kjr

By:


Katherine M. Kowalchuk
Reg. No. 36,848



COPY OF PAPER.
ORIGINALLY FILED

S/N 09/981070

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Gabriel FESFOC	Examiner:	Unknown
Serial No.:	09/981070	Group Art Unit:	1645
Filed:	10/15/2001	Docket No.:	8076.231USW1
Title:	DEVICE FOR THERMO-DEPENDENT CHAIN REACTION AMPLIFICATION OF TARGET NUCLEIC ACID SEQUENCES, MEASURED IN REAL-TIME		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on 9 January 2002.

By: _____

Kate Ryan

SUBMISSION OF MISSING PARTS

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In connection with the above-identified application, enclosed please find the originally signed Combined Declaration and Power of Attorney and Refund Request. Also enclosed is our check in the amount of \$65.00 to cover the Missing Parts completion fee. Please note that client hereby establishes small entity status, and therefore, has paid half of the Missing Parts fee.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Dated: 9 January 2002

By _____

Katherine M. Kowalchuk

Reg. No. 36,848

KMK/kjr